

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN**

ALVIN BALDUS, et. al.,

Plaintiffs,

vs.

Case No.: 11-C-562

MICHAEL BRENNAN, et. al.,

Defendants.

VOCES DE LA FRONTERA, INC., et. al.,

Plaintiffs,

vs.

Case No.: 11-C-1011

MICHAEL BRENNAN, et. al.,

Defendants.

**DECLARATION OF JACQUELINE BOYNTON REGARDING ATTORNEY'S
FEES**

JACQUELINE BOYNTON, under penalty of perjury, states, based on personal knowledge, that the following facts are true and correct:

1. I am a sole proprietor in the firm of the Law Office of Jacqueline Boynton. I am submitting this Declaration in support of the Motion for an Award of Attorney's Fees by the *Voces de la Frontera, Inc.* Plaintiffs in connection with services I have rendered in the above-entitled action.
2. I graduated from Marquette University Law School in 1985. I have been employed by Legal Action of Wisconsin representing indigent persons in civil cases including landlord tenant issues, divorce and child custody. I have also been employed as a State Public Defender representing persons charged with misdemeanors and felony and have experience trying criminal cases to a jury. I have been employed at two law firms representing labor unions and litigating actions for persons alleging employment discrimination, including age, sex and disability charges.

3. Since becoming a sole proprietor I have developed a substantial corporate practice representing and counseling nonprofit organizations, working on transactional issues, entity formation and organizational development, real estate transactions and other corporate legal issues. I also am an adjunct professor in the Graduate Political Science Department at UW- Milwaukee and at Marquette University Law School teaching Nonprofit Law and Organization.
4. I seek attorney's fees for work I have performed in this litigation because our Clients have obtained a favorable judgment after trial on the merits and as such, our Clients are prevailing parties as to each and every allegation and claim asserted in our Complaint. Furthermore, the Complaint asserted entitlement to attorney's fees pursuant to 42 U.S.C. sec. 1983 and 1988, and no special circumstances apply that would justify denial of attorney's fees. *Hensley v. Eckerhart*, 461 U.S. 424, 433 (1983); *Hastert v. Illinois Board of Elections*, 28 F.3d 1430, 1443-1444 (7th Cir. 1993); *King v. Illinois Board of Elections*, 410 F.3d 404, 408-09, 412-13, 421-24 (7th Cir. 2005). The work I have performed is identified in the time records provided with this declaration as Exhibit A. I have reviewed these records and believe that they are accurate and that the time entries recorded are appropriate. This work was reasonably performed in the course of the representation of the *Voces de la Frontera* Plaintiffs herein through April 5, 2012. As indicated in the time records, I have performed 199 hours of work at my regular hourly rate of \$150.00. These figures represent my total lodestar (market rates multiplied by reasonable hours expended) fees that amount to \$29,850.00.
5. I am working with the lead attorney, Peter Earle, representing the *Voces de la Frontera* Plaintiffs, said representation being undertaken on the basis that the payment of my regular hourly rate for time reasonably expended would be entirely contingent upon the achievement of a successful outcome such that the provisions of a fee shifting statute provide for payment of such fees. I have received no payments from the *Voces de la Frontera* Plaintiffs, nor from any other third party or person for my work in the case.
6. My regular hourly rate for the work in this case is \$150. Because of my experience representing indigent clients and community- based organizations and my lack of experience litigating complex cases such as this redistricting case, I assess that the prevailing market rates in this District for attorneys of comparable skill, experience and reputation to myself, performing such work would be comparable to the above rate. Based upon this knowledge, I state that my hourly rate is well within with the prevailing market rates in this District for attorneys of comparable skill, experience and reputation, performing such work. I have charged this rate to clients and have been compensated at this rate by clients who retain me on an hourly basis.

7. I also managed the expenses for the *Voces de la Frontera* Plaintiff. These expenses will be enumerated in appropriate detail after the Court authorizes taxation of costs.

The fees are as follows:

Eight depositions (For the Record):	5,956.30
Expert fees (Kenneth Mayer Consulting LLC):	16,187.50
Quantum LS, LLC printing:	2,637.36
One deposition (Halma-Jilek Reporting):	1,214.40
Total:	25,995.56

The itemized expenses are attached to this Declaration as Exhibit B.

I declare under penalty of perjury that the foregoing is true and correct.

s/ Jacqueline Boynton

Jacqueline Boynton
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2266 N. Prospect Ave. Ste. 505
Milwaukee, WI 53202
414-276-1066
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Dated: April 5, 2012

Exhibit A

Boynton Voces Re districting hours- Exhibit A

Date	Activity	Hours
11/2/2011	Election Date research	2
11/3/2011	Review Case with PGE	3
11/3/2011	City Election Commission	1.5
11/3/2011	Develop results grid/spreadsheet	2.5
11/10/2011	Latino candidate research	0.5
11/18/2011	mtg with PGE	1.5
11/18/2011	Review pleadings, etc.	1.5
11/24/2011	Voting Rights research, language requirement	1.5
11/25/2011	Review 7/13/2011 public hrg	2
11/30/2011	Review 7/13/2011 public hearing- WI Eye	2
11/30/2011	Filing documents and review motions	1
12/3/2011	T/c PGE and Daubert and Gingles research	1
12/3/2011	Review GAB answers	1
12/5/2011	Research Daubert/redistricting, t/c/PGE	2
12/5/2011	Research Gingles cases/criteria	2
12/6/2011	Research redistricting standards	2
12/12/2011	Research redistricting experts	2
12/13/2011	Review draft Mayer expert report	1.5
12/13/2011	Alternative map review	0.5
12/13/2011	HCVAP research and review stats	1
12/14/2011	Review depo notices and prep/Foltz, Ottman, Handrick	1.2
12/29/2011	Review docs, supp disclosures, GAB experts	2
12/29/2011	Review depo and abstract/Foltz, Handrick, Ottman	2
1/1/2012	Review Gratz maps and overlays 8&9	1
1/1/2012	Prep Rodriguez depo	1
1/4/2012	Conf PGE, strategy, division of labor	2.3
1/11/2012	Depo Rodriguez	4.5
1/12/2012	Schedule depositions, Gaddie prep	1
1/13/2012	Review amicus	0.5
1/13/2012	Develop racial stats	1
1/18/2012	Complete electoral stats/ to Mayer	1.5
1/19/2012	Gaddie depo prep	1
1/20/2012	Gaddie depo	8
1/24/2012	Discovery conf/ PGE, plan PT report	1.5
1/24/2012	mtg w/ Primitivo, plan interviews	1
1/25/2012	GAB -ee anomalies depo Madison	7
1/25/2012	Election Commission research	0.5
1/25/2012	Interrogatory prep	1
1/26/2012	Gaddie discovery request	1
1/26/2012	Interrogatory prep	2
2/1/2012	Foltz, Ottman depo continuation and travel to Madison	10
2/2/2012	Discovery/confidentiality agreements	0.5
2/2/2012	Prep Primitivo/ affidavits	1
2/2/2012	Grofman depo prep	1
2/3/2012	Grofman depo	7
2/4/2012	PT report review and research	1
2/8/2012	Kevin Kennedy depo- Madison	4.5
2/8/2012	PT report mtg- G and K- Madison	3.5
2/9/2012	Abstract depo Ottman	1.5
2/9/2012	Abstract depo Foltz	1.5
2/10/2012	Abstract depo Handrick	1.5
2/13/2012	City Election Comm. City Atty stats	1.5
2/13/2012	PT report review- final	1

2/16/2012 Pretrial conf. Fed. Court	2
2/16/2012 Misc. trial prep	2
2/16/2012 Colon witness questions/script	2
2/17/2012 Colon witness prep	2
2/17/2012 Bartkowski witness questions/script	2
2/17/2012 Neumann-Ortiz witness questions/script	1.5
2/18/2012 Conf call/ trial prep, PGE and Poland	3.5
2/19/2012 Neumann)ortiz witness prep	1.5
2/19/2012 Trial prep	3
2/20/2012 Bartkowski witness prep	1.5
2/20/2012 Mayer witness prep	3.5
2/21/2012 Trial/settlement attempts and witness interviews	9
2/22/2012 Trial/hearing/settlement attempt/ prep	9
2/23/2012 Trial/ testimony	9
2/23/2012 Trial prep, G and K?	3
2/24/2012 Trial/ testimony, closing	13
3/22/2012 Review decision, T/C PGE	1.5
3/26/2012 Conf. w/ client, PGE, remedy options	1.5
3/28/2012 Prep meet & confer, map prep options	1.5
3/29/2012 Prep and meet and confer and travel to Madison	6
3/31/2012 Community research, declaration prep	2
4/1/2012 Declaration contacts, T/C PGE	2
4/2/2012 Review brief drafts	1.5
4/2/2012 Community contacts, file declarations	1.5
4/4/2012 Reply remedy declarations/ community	4
4/5/2012 Remedy declarations- contacts	1.5

Total hours	199
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199 x \$150= 29,850.00

Exhibit B

Date	Exhibit B Voces de la Frontera, Inc. Expenses	Amount
1/31/2012	For the Record- depo Foltz, Ottman, Handrick	2,329.20
2/10/2012	For the Record- depo-Rodriguez, Morrison, Mayer, Grofman, Gaddie	2,619.50
2/10/2012	Kenneth Mayer Consulting LLC	8,250
2/10/2012	Quantum LS, LLC, printing, MBF, Foltz, Ottman etc. metadata	2,637.36
2/10/2012	For the Record- depo Handrick II, Foltz II, Ottman II	1,007.60
3/12/2012	Kenneth Mayer Consulting, LLC	7,937.50
3/12/2012	Halma Jilek Reporting, Inc.	1,214.40
	Total	25,995.56

Brandt, Karen J (15243)

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United States District Court

Eastern District of Wisconsin

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DECLARATION of Jacqueline Boynton Regarding Attorney's Fees. (Attachments: # (1) Exhibit A: Time Records, # (2) Exhibit B: Expenses)(Earle, Peter)

2:11-cv-00562-JPS-DPW-RMD Notice has been electronically mailed to:

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